**HONOURABLE SRI JUSTICE P.S. NARAYANA**

**WRIT PETITION No.15294 of 2006**

**Date:24-07-2006**

**Between:**

Duddukuri Trimurthulu, S/o. Ramu,
aged about 45 years, Occ: Agriculturist,
R/o. Pedarayavaram village,
Rangampeta Mandal, East Godavari District.

.. Petitioner

AND

The Revenue Divisional Officer-cum-
Appellate Authority,
Peddapuram Revenue Division,
East Godavari District & another

.. Respondents

**ORDER:**

Heard the learned counsel.

The writ petition is filed for a writ of *Mandamus* declaring the action of the 2nd respondent in rejecting the nomination of the petitioner on the pretext that the thumb mark of the petitioner is not tallying and consequent inaction of the 1st respondent in not disposing of the appeal preferred against thereon seeking to declare his nomination as valid one, as illegal, arbitrary, in violation of mandatory prescriptions as contained in A.P. Panchayat Raj Act, against the principles of natural justice and consequently direct the respondents to declare the nomination of the petitioner filed in respect of Ward No.2 of Pedarayavaram

Gram Panchayat as valid one and permit him to contest in ensuing elections.

Inasmuch as the violation or contravention of certain rules had been averred, it is needless to say that the petitioner is having an alternative remedy by way of election petition. Hence, at this stage, no orders can be passed in this writ petition. Accordingly, opportunity is given to the petitioner to approach the Election Tribunal by filing an election petition, if he is so advised.

With the above observations, the Writ Petition is disposed of. No order as to costs.

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P.S. NARAYANA, J

Date:24-07-2006.

PV